IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP NO.16488 of 2006

DATE OF DECISION: October 17, 2006

Bhandari Rice & Floor Mills

….Petitioner

VERSUS

Punjab State Warehousing Corporation Limited and others

…..Respondents

CORAM:- HON'BLE MR. JUSTICE VINEY MITTAL
HON'BLE MR. JUSTICE H.S. BHALLA

PRESENT: Shri Deepak Sibal, Advocate for the petitioner.

Viney Mittal,J.(Oral).

Notice of motion to the respondents.

On the asking of Court, Shri Ashok Jindal, Additional Advocate General, Haryana accepts notice on behalf of the respondents.

Copies of the writ petition have been supplied to the learned counsel for the respondents.

The petitioner has approached this Court for issuance of directions to the respondents to supply paddy to the petitioner unit strictly as per the "scheme for custom milling of Kharif 2006-07 paddy stocks" as framed by the State Government of Punjab. According to the petitioner, as per the scheme allocation of paddy from the Mandi is to be first made to the nearest milling centre and only thereafter surplus paddy, is to be allocated to the other milling centres and farther distances.

After hearing the learned counsel for the parties, we find that before approaching this Court, the petitioner has not issued any notice of demand of justice nor approached the respondents seeking the relief which has been sought before this Court.

In this view of the matter, we find that the present petition is pre-mature.

In these circumstances, we dispose of the present petition with a liberty to the petitioner to file a detailed and comprehensive representation claiming the relief which the petitioner has claimed before this Court, by appending all the relevant documents, within a period of one week from the date a certified copy of this order is received. If any such representation is filed by the petitioner, then the Managing Director, Punjab State Warehousing Corporation Limited, respondent No.1 shall take a final decision on the aforesaid representation within a period of two weeks from the date of filing of the said representation, by passing a detailed and speaking order and after affording an opportunity of hearing to the petitioner or its authorised representative.

A copy of the order be given dasti under the signatures of Special Secretary attached with this Court.

(Viney Mittal)
Judge

October 17, 2006
KD

(H.S. Bhalla)
Judge